

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|--|---|--|--------------|
| In re application of: |) | Examiner: | not assigned |
| Michael C. STECKNER, et al |) | Art Unit: | not assigned |
| U.S. Serial No.: 10/573,727 |) | Confirmation No.: | 2265 |
| Filed in U.S.: March 28, 2006 |) | | |
| For: Target Tracking Method for Radiation Treatment Planning and Delivery |) | | |
| Attorney Docket No.: PHUS030393US2 |) | Cleveland, Ohio 44143 March 6, 2007 | |

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE DO/EO/US


Mail Stop MISSING PARTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In connection with the above-entitled case, please find enclosed: (1) copy of Notification of Missing Requirements (2) signed Declaration and Power of Attorney.

The Commissioner is hereby authorized to charge the surcharge for late submission of the Declaration, and any additional fees that may be required, or to credit any overpayment, to Deposit Account No. 14-1270.

Respectfully submitted,


Thomas M. Lundin
Reg. No. 48,979

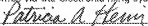
Philips Intellectual Property & Standards
595 Miner Road
Cleveland, Ohio 44143
Tel: 440/483-4281

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CERTIFICATE OF ELECTRONIC TRANSMISSION

I certify that this correspondence and accompanying documents are being filed on the date indicated below by electronic transmission with the United States Patent and Trademark Office via the electronic filing system (EFS-Web).

March 7, 2007


Patricia A. Heim



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1472
 Alexandria, Virginia 22313-1472
 www.uspto.gov

| | | |
|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/573,727 | Michael C. Steckner | PHUS030393US |

INTERNATIONAL APPLICATION NO.

PCT/IB04/51741

LA. FILING DATE

09/10/2004

PRIORITY DATE

09/30/2003

38107

PHILIPS INTELLECTUAL PROPERTY & STANDARDS
 595 MINER ROAD
 CLEVELAND, OH 44143

SCANNED

6 MAR 2007

CONFIRMATION NO. 2265

371 FORMALITIES LETTER



0C00000022667322

Date Mailed: 02/28/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 03/28/2006
- Copy of the International Search Report filed on 03/28/2006
- Preliminary Amendments filed on 03/28/2006
- Information Disclosure Statements filed on 03/28/2006
- Oath or Declaration filed on 03/28/2006
- Request for Immediate Examination filed on 03/28/2006
- U.S. Basic National Fees filed on 03/28/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - OATH NOT SIGNED BY ALL 3 INVENTORS.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

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If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/573,727 | PCT/IB04/51741 | PHUS030393US |